

RATIFIED BILLS		
BILL NUMBER & TITLE	BILL SUMMARY & IMPACT	BILL STATUS
<b>S 297</b> <b><i>Durham/Small Business Enterprise</i></b>	<p><b>Summary:</b> Authorizes the City to establish a small business enterprise program to promote the development of small businesses in the City and to enhance the opportunities for small businesses to participate in City contracts.</p> <p><b>Impact:</b> This proposes to be a race-gender neutral program whose purpose is to support local small businesses that will create the public benefit of enhancing Durham's local tax base and increasing employment opportunities for Durham residents. The City's request defined "local businesses" as those located in the Durham Metropolitan Statistical Area (Durham, Chatham, Orange, and Person counties) <b>or</b> the Durham Combined Statistical Area (Durham, Chatham, Orange, Person, Wake, Johnson, Franklin, and Harnett counties). The approved legislation defined local as businesses in the Durham MSA only.</p> <p><b>Effective: June 17, 2011</b>  <i>(Equal Opportunity and Equity Assurance)</i></p>	<b>S.L. 2011-168</b>
<b>S 98</b> <b>911 Transcripts</b>	<p><b>Summary:</b> Permits a transcript or altered voice reproduction of a 911 call to be made available to prevent the caller's voice from being identified.</p> <p><b>Impact:</b> 911 calls can be more private and voice protected; thereby, encouraging more victims and witnesses to contact Police without fear of retaliation</p> <p><b>Effective: June 27, 2011</b>  <i>(This was requested by the Durham Crime Cabinet.)</i></p>	<b>S.L. 2011-321</b>
<b>H 292</b> <b>Incorporate Rougemont</b>	<p><b>Summary:</b> Incorporates the Town of Rougemont, subject to a referendum (November 8, 2011)</p> <p><b>Impact:</b> Zoning and Safety functions to be provided by Durham County and Fire service to be contracted with Bahama. Rougemont's incorporation becomes null and void if Durham City and County become one.</p> <p><b>Effective: June 9, 2011</b></p>	<b>S.L. 2011-114</b>

RATIFIED BILLS		
BILL NUMBER & TITLE	BILL SUMMARY & IMPACT	BILL STATUS
<b>S 155</b> <b>Local Stormwater Utility Fees</b>	<p><b>Summary:</b> Allows Garner, Knightdale, Morrisville, Wendell, Zebulon, Durham, &amp; Winston Salem to collect delinquent stormwater utility fees the same way delinquent personal &amp; real property taxes are collected</p> <p><b>Impact:</b> This legislation creates another mechanism for the City to collect stormwater utility fees.</p> <p><b>Effective: June 8, 2011</b> <i>(Public Works)</i></p>	<b>S.L. 2011-109</b>
<b>H 129</b> <b>Level Playing Field/Local Gov't. Competition</b>	<p><b>Summary:</b> Regulates local government competition with private business for communications services but allows municipalities to provide telcom services to its facilities and to the general public (at no charge).</p> <p><b>Impact:</b> This legislation prevents municipalities from entering into the broadband business, unless previously authorized by Statute.</p> <p><b>Effective: May 21, 2011</b></p>	<b>S.L. 2011-84</b>
<b>H 332</b> <b>Clarify Development Moratoria Authority</b>	<p><b>Summary:</b> Prohibits the use of development moratoria for purposes of creating new development regulations.</p> <p><b>Impact:</b> Amends GS 160A-381(e) to prohibit the adoption of development moratoria for the purpose of developing and adopting new or amended plans or ordinances related to residential uses.</p> <p><b>Effective: June 24, 2011</b> <i>(Planning Department)</i></p>	<b>S.L. 2011-286</b>

RATIFIED BILLS		
BILL NUMBER & TITLE	BILL SUMMARY & IMPACT	BILL STATUS
<b>H 806</b> <b>Zoning Statute of</b> <b>Limitations/Agricultural</b> <b>District Changes</b>	<p><b>Summary:</b> Changes the statute of limitations and repose for challenging zoning ordinances, clarifying the applicability of the statute of limitations to enforcement actions or administrative appeals, and to prohibit specified zoning ordinances affecting single-family detached residential uses on lots greater than ten acres in agricultural zoning districts.</p> <p><b>Impact:</b> This legislation changes the length of time that appeals can be made to ordinance amendments, amending zoning maps, special use permit approvals, etc. It amends GS 160A-364.1 to specify that the validity of zoning map changes and special use permits may only be challenged within 60 days of adoption. The validity of Unified Development Ordinance (UDO) text amendments may be challenged for up to 3 years from date of adoption. Also specifies standing requirements for challenge of validity for text amendments. This change in statute provision might result in additional appeals.</p> <p><b>Effective: July 1, 2011</b>  <i>(Planning Department)</i></p>	<b>S.L. 2011-384</b>
<b>S 183</b> <b>Selective Vegetation</b> <b>Removal/State Highways</b>	<p><b>Summary:</b> Creates standards for vegetation removal on State highways and allows billboards to be erected.</p> <p><b>Impact:</b> No direct impact to City operations or regulations, and no impact on the City's existing limitations/regulations regarding billboards. Existing billboards will be allowed additional clearance of vegetation.</p> <p><b>Effective: September 1, 2011</b>  <i>(Planning Department)</i></p>	<b>S.L. 2011-397</b>

RATIFIED BILLS		
BILL NUMBER & TITLE	BILL SUMMARY & IMPACT	BILL STATUS
<b>S 315</b> <b>Roadside Campaign Signs</b>	<p><b>Summary:</b> Permits campaign signs in highway rights-of-way with reasonable time, place, and manner restrictions.</p> <p><b>Impact:</b> No direct impact to City operations but allows political signs within State right of ways, essentially the same as allowed within City right of ways. Exceptions are for NC 147, I-40, I85, and access-controlled portions of US 70 and US 15-501. This legislation will allow for additional signage in public right of ways and associated visual impacts.</p> <p><b>Effective: October 1, 2011</b> (Planning Department)</p>	<b>S.L. 2011-408</b>
<b>H 650</b> <b>Handguns in Parks</b>	<p><b>Summary:</b> Legislation prohibits guns in recreation centers, pools, playground, and athletic field.</p> <p><b>Impact:</b> The ordinance is being revised to reflect the change. Impact is difficult to determine at this time. Off duty Police are currently utilized for larger crowds.</p> <p><b>Effective December 1, 2011</b> (Durham Parks and Recreation Department)</p>	<b>S. L. 2011-268</b>
<b>H 200</b> <b>Appropriations Act of 2011</b>	<p><b>Summary:</b> Makes base budget appropriations</p> <p><b>Impact:</b> Municipalities impacted by changes in Powell Bill (i.e., funds can be accumulated for 5 years instead of 10; Payments will be made in two installments); 4% cut to most public transportation grant funds; Reduction Clean Water Mgmt. Trust appropriation. The 4 % cut in State funding for public transportation represents a cut of approximately \$100,000 from current State public transportation funding levels.</p> <p><b>Effective: July 1, 2011</b></p>	<p><b>S.L. 2011-145</b></p> <p><b>*The bill was presented to the Governor for signature but it wasn't signed within the time prescribed so it became law.*</b></p>

RATIFIED BILLS		
BILL NUMBER & TITLE	BILL SUMMARY & IMPACT	BILL STATUS
<b>S 683</b> <b><i>Residential Building Inspections</i></b>	<p><b>Summary:</b> Requires counties and cities to have “reasonable cause” before inspecting residential building or structures. Reasonable cause includes history of noncompliance with unsafe building ordinances.</p> <p><b>Impact:</b> The City’s program area will be citywide with a focus on low-moderate-income areas and properties meeting the “reasonable cause” criteria. City staff expects tenants to be supportive of the City’s Proactive Rental Inspection Program because it will create an avenue for Code Enforcement to deal with the landlords who are repeat offenders and properties that constantly have to be inspected or are in the top ten percent of crime locations in each district. Repeat violators will be enrolled in a registration program, charged a fee, and required to have a permit in order to rent their vacant properties. Landlords are opposed to the Rental Registration Program and view it as an infringement on their privacy.</p> <p><b>Effective: June 23, 2011</b>  <i>(Neighborhood Improvement Services)</i></p>	<b>S.L. 2011-281</b>

RATIFIED BILLS		
BILL NUMBER & TITLE	BILL NUMBER & TITLE	BILL NUMBER & TITLE
<b>H 845</b> <b><i>Annexation Reform Act of 2011</i></b>	<p><b>Summary:</b> Describes the parameters under which municipalities can initiate annexation.</p> <p><b>Impact:</b> The key features that will impact Durham are:</p> <ol style="list-style-type: none"> <li>1. An involuntary annexation ordinance can be invalidated if at least 60% of the impacted property owners sign a petition opposing the annexation. <i>Note: this petition provision does not apply to donut hole annexations.</i></li> <li>2. The City must extend water and sewer at no cost to property owners (if requested by property owners) within 3.5 years of the annexation ordinance effective date. The City is required to construct water and sewer lines all the way to the structure on the property. Upon completion of the lines, title to lines on private property vest with property owners.</li> <li>3. Additional new substantive and procedural requirements will apply to future involuntary annexations. It will require close attention to detail and additional City staff resources to comply with the new requirements.</li> <li>4. June 30 is the required effective date for all future involuntary annexations (once the ordinance is passed).</li> </ol> <p><b>Effective: July 1, 2011</b></p>	<p><b>S.L. 2011-396</b></p> <p><b>*The bill was presented to the Governor for signature but it wasn't signed within the time prescribed so it became law.*</b></p>

<b>*PENDING LEGISLATION*</b>		
<b>BILL NUMBER &amp; TITLE</b>	<b>BILL SUMMARY</b>	<b>BILL STATUS</b>
<b>H 422</b> <b><i>Federal Rail Money/Report, Consult, Approve</i></b>	Prohibits NCDOT from accepting federal funds from the federal gov't. for a high speed rail project without explicit authorization from the General Assembly. Penalizes NCDOT for doing so.	This item passed the House and resides in the Senate Transportation Committee.
<b>H 33</b> <b>Consular Documents Not Acceptable as ID</b>	Provides that only IDs approved by the State can be used to determine the reliability of a person' ID for governmental and law enforcement purposes	This item passed the House but resides in the Senate Committee on Rules & Operations
<b>S 731</b> <b>Zoning/Design and Aesthetic Controls</b>	Clarifies when a city can enact zoning ordinances related to design and aesthetic controls	This item passed the Senate and resides in the House Committee on Commerce and Job Development
<b>*LEGISLATION NOT MEETING THE CROSSOVER DEADLINE (DEFEATED)*</b>		
<b>BILL NUMBER &amp; TITLE</b>	<b>BILL SUMMARY</b>	<b>BILL STATUS</b>
<b>S 299/H 359</b> <b><i>City/County Beer &amp; Wine License Taxes</i></b>	Increases the City and County retail beer and wine license taxes for the City & County to \$250 and increases the City wholesaler license fee to \$250.	This was a local bill requested in the City's Legislative Program. The N.C. League of Municipalities supported the bill but it did not meet the crossover deadline.
<b>S 509</b> <b>"Ban the Box"/Public Employment</b>	Prohibits a public employer from inquiring into or considering the criminal record of a job applicant until the applicant has been selected for an interview by the employer. (Does not apply to employers w/ the statutory duty of conducting criminal history record checks.)	This item was monitored by the City but it did not meet the crossover the deadline.
<b>S 298/H 524</b> <b>Durham Co./Pistol Purchase Permit App. Fee</b>	Imposed a \$10 application fee for a permit or license to purchase a pistol in Durham County.	This item was part of the County's Legislative Program but did not meet the crossover deadline.
<b>H 399</b> <b>Cap Motor Fuel Excise Tax Rate</b>	Caps the variable wholesale component of fuel excise tax at 15 cents/gallon. The current range for this component is 3 ½ - 7 cents/gallon.	This item was not approved by the House and wasn't considered by the Senate.

<b>*LEGISLATION NOT MEETING THE CROSSOVER DEADLINE (DEFEATED)*</b>		
<b>BILL NUMBER &amp; TITLE</b>	<b>BILL NUMBER &amp; TITLE</b>	<b>BILL NUMBER &amp; TITLE</b>
<b>H 351 Restore Confidence in Government</b>	Requires voters to provide photo ID before voting. Requires candidates & treasurers to immediately correct campaign finance violations; Limits State Board of Elections Chair to 2 two-year terms	This bill was ratified but was vetoed by the Governor. The House failed to override the veto.
<b>S 595 Voter Identification at Polls</b>	Requires photo ID before voting; Provide for issuance of N.C. voter ID card; Provides for issuance of “no fee” special ID cards w/o proper ID	This bill was not approved by the Senate and was never considered by the House.
<b>H 308 Admission Ticket Reform Act</b>	Reforms the process of ticketing, selling, and reselling admission tickets.	This bill was not approved by the House and was never considered by the Senate.
<b>S 773/H 472 City/County Electronic Notice</b>	Allows all cities and counties to give electronic notice of public hearings by adoption of an ordinance	These bills did not pass their respective chambers.
<b>H 307 Local Electronic Notice</b>	Allows Wake Counties and the Towns of Cary, Clayton, Wendell, & Zebulon to use electronic means to provide public notice in lieu of publication.	This bill was not approved by the House and was not considered by the Senate.